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PTO/SB/21 (09-04) Approved for use through 07/31/2006 OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Index the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/496,170 Filing Date TRANSMITTAL 2/1/05 First Named Inventor **FORM** Jeffrey Delaney Art Unit 2645 Examiner Name Allan Hoosain (to be used for all correspondence after initial filing) Attorney Dockel Number EWW-P001US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Supplemental to the Repsonse filed 3/22/05, page 9, missing from that Response is attached Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Miele Law Group Signature Printed name Anthony L. Miele Date Reg. No. 3/23/05 34.393 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450. Alexandría, VA 22313-1450 on the date shown below: Signature Date 3/23/05 Anthony L. Miele

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No. 6,393,107) in view of Sonnenfeld (U.S. Patent No. 6,112,049). Claims 78-83 are rejected under 35 U.S.C. §102(e) as being anticipated by Ball et al. (U.S. Patent No. 6,393,107).

On February 16, 2005, a telephone interview was conducted. Applicants thank the Examiner for the courtesies extended to the undersigned and Carol Forsyth during that telephone interview. During that interview, the Examiner made suggestions that he believed would overcome the art applied to reject the claims prior to the present amendment. Specifically, the Examiner suggested that the rejection of independent claim I would be overcome if it were amended to include one of the following phrases:

- That the recited delivery management mechanism comprises "a
 transaction server, a database, a scheduler, and a message queue, wherein
 the transaction server accesses the database, the scheduler, and the
 message queue".
- That the recited delivery management mechanism comprises "a
 transaction server, a database, a scheduler, and a message queue, wherein
 customer address books in the database are selectively updated by the
 customers or passively when messages are sent".
- That the recited delivery management mechanism comprises "a transaction server, a database, a scheduler, and a message queue, wherein the scheduler".

In accordance with the first suggestion of the Examiner, Applicants amended each of independent claims 63, 69, and 78 to recite, among other features, delivery management mechanism comprising a transaction server, a database, a scheduler, and a